

**MINUTES**  
**EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION**

**Tuesday, March 9, 2010**

**City Council Chamber**

**4:00 p.m.**

**PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Larry Balow, David Duax, Thomas Kemp, Kerry Kincaid, David Klinkhammer, Berlye Middleton, Jackie Pavelski, Bob Von Haden, Thomas Vue, Dana Wachs and Andrew Werthmann.

**CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, March 9, 2010. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Kemp “to adopt the consent resolution”. Said motion passed by unanimous vote.

**LICENSES**

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Feed My People Food Bank, MaryKay McIlquham, president, on April 12, 2010, from 4:30 p.m. to 7:30 p.m., at 2610 Alpine Road, for the Eau Claire Chamber of Commerce Business After Hours Event. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Pavelski “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license to Eau Claire Sports Management, Inc., d/b/a Eau Claire Crush Football, Blair Johnson, board member, on March 13, 2010, from 6:00 p.m. to 11:00 p.m., in the Garrison Room at Banbury Place, 800 Wisconsin St., for the “Spartacus Cage Combat III” event. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Vue “to adopt said resolution”. Said motion passed by the following vote: Aye: Council Members Balow, Kemp, Kincaid, Klinkhammer, Middleton, Pavelski, Von Haden, Vue, and Wachs. Nay: Council Members Duax and Werthmann.

**USE OF CITY FACILITIES**

The City Council considered a resolution authorizing Luther Midelfort to conduct the Easter Egg Hunt for employees and families at the Carson Park Pine Pavilion on Saturday, March 27, 2010. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing Drechsel Race Management to conduct the 2010 Eau Claire Marathon / Half Marathon / 2 Mile Races beginning at Carson Park on Sunday, May 2, 2010. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Balow "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing Immaculate Conception School to conduct the Walk for Virtues at Carson Park on Friday, May 7, 2010. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Kemp "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing Friends of the Orphans to conduct a Triathlon at Half Moon Lake on Sunday, June 13, 2010. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Pavelski "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Eau Claire Area Sports Commission to conduct the Chippewa Valley Chase at Owen Park on Saturday, August 14, 2010. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Vue "to adopt said resolution". Said motion passed by unanimous vote.

### **HOBBS ICE CENTER**

The City Council considered a resolution approving an exclusive malt beverage presence rights agreement with Park Ridge Distributing for the Hobbs Municipal Ice Center. Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Balow "to adopt said resolution". Said motion passed by the following vote: Aye: Council Members Balow, Kemp, Kincaid, Klinkhammer, Middleton, Pavelski, Von Haden, Vue, and Wachs. Nay: Council Members Duax and Werthmann.

### **HALF MOON LAKE REPORT**

The Council considered a resolution accepting the "Update on the Half Moon Lake Water Quality Improvements" report by the Half Moon Lake Implementation Committee. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer "to adopt said resolution". Said motion passed by unanimous vote.

### **GRANT**

The City Council considered a resolution authorizing the Police Department to accept a \$7,000 Forensic Examination Services Grant awarded by the Wisconsin Department of Justice, Division of Criminal Investigation. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Wachs "to adopt said resolution". Said motion passed by unanimous vote.

## **EASEMENT**

The Council considered a resolution releasing a permanent utility easement crossing 3120 Ninth Street. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Von Haden “to adopt said resolution”. Said motion passed by unanimous vote.

## **STREET IMPROVEMENT PROJECTS**

The City Council considered a Final Resolution approving the project and levying special assessments for street, utility and sidewalk improvements on the following streets:

- Birch Street, Germania Street to Franklin Street (10-100)
- Main Street, 1216 feet west of Margaret Street to S. Hastings Way (10-103)
- Hogeboom Avenue, Chauncey Street to Margaret Street (10-206)
- Hopkins Avenue, Agnes Street to Keith Street (10-208)
- Rust Street, Lincoln Avenue to Drummond Street (10-212).

Thereupon a motion was offered by Council Member Vue and seconded by Council Member Duax “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s.66.0907 on the following streets:

- Birch Street, Germania Street to Franklin Street (10-100)
- Main Street, 1216 feet west of Margaret Street to S. Hastings Way (10-103)
- Hogeboom Avenue, Chauncey Street to Margaret Street (10-206)
- Hopkins Avenue, Agnes Street to Keith Street (10-208)
- Rust Street, Lincoln Avenue to Drummond Street (10-212).

Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Werthmann “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a Final Resolution approving the project and levying special assessments for street, utility, and lighting improvements on the following streets:

- Farwell Street S., Earl Street to Washington Street (10-102)
- Washington Street, State Street to Farwell Street S. (10-104).

Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s.66.0907 on the following streets:

- Farwell Street S., Earl Street to Washington Street (10-102)
- Washington Street, State Street to Farwell Street S. (10-104) .

Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Wachs “to adopt said resolution”. Said motion passed by unanimous vote.

## **ZONING**

The Council had first reading on an ordinance rezoning property at the northwest corner of Gala Street and Soley Avenue from R-1 to R-3P and to adopt the General Development Plan for a 4-plex as shown on Planning File #Z-1465-10.

## **ADJOURNMENT**

A motion was offered by Council Member Werthmann and seconded by Council Member Vue “that this meeting does now adjourn.” Said motion passed by unanimous vote.

Adjournment: March 9, 2010

Time: 5:45 p.m.

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Kerry J. S. Kincaid, President

ATTEST:

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Donna A. Austad, City Clerk